

01-P-E
MAY 10 2007
PATENT & TRADEMARK OFFICE

AF/250
#

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)**

Docket No.
33185-01

In Re Application Of: **Douglas T. Hamer**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/725,786	December 1, 2003	Davis D. Hwu	46591	3752	3820

Invention:

Novelty Beverages Straw

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **February 15, 2007** finally rejecting Claim(s) **17**

Applicant is a small entity under 37 CFR 1.9 and 1.27.

☒ Applicant claims small entity status. See 37 CFR 1.27

The fee for this Notice of Appeal is: **\$250.00**

05/10/2007 CNEGA1 02202013 000719 10725786
01 FD:2401 250.00 DA


☐ A check in the amount of the fee is enclosed.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **08-0719**

☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature

Dated: **May 8, 2007**

John B. Hardaway, III
Registration No. **26,554**
Attorney for Applicant
Nexsen Pruet, LLC
P.O. Box 10648
Greenville SC 29601
Telephone: 864/ 370- 2211
E-Mail: jhardaway@nexsenpruet.com

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

May 8, 2007
(Date)


Signature of Person Mailing Correspondence

Jacqueline Beavers

Typed or Printed Name of Person Mailing Correspondence

cc: